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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/932,202	08/17/2001	Boris S. Elman	00-8024	4924

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VERIZON CORPORATE SERVICES GROUP INC.  
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EXAMINER
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ANWAH, OLISA

ART UNIT	PAPER NUMBER
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2645

DATE MAILED: 04/22/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary

Application No.

09/932,202

Applicant(s)

ELMAN ET AL

Examiner

Olisa Anwah

Art Unit

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 6/4/4.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-30 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-30 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- ☒ Notice of References Cited (PTO-892)
- ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_
- ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_
- ☐ Notice of Informal Patent Application (PTO-152)
- ☐ Other: \_\_\_\_\_

**DETAILED ACTION**

***Claim Rejections - 35 USC § 102***

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(e) the invention was described in-

(1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effect under this subsection of a national application published under section 122(b) only if the international application designating the United States was published under Article 21(2)(a) of such treaty in the English language; or

(2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that a patent shall not be deemed filed in the United States for the purposes of this subsection based on the filing of an international application filed under the treaty defined in section 351(a).

2. Claims 1-5, 7-12, 14, 16, 17, 21-25 and 30 are rejected under 35 U.S.C. § 102(e) as being anticipated by Takagi et al, U.S. Patent Application Publication No. 2004/0137945 (hereinafter Takagi).

Regarding claim 1, Takagi discloses an apparatus (see Figure 1) for transmitting, receiving and recording two-way conversation data between two remote locations, comprising:

a wireless communication device (101);

a memory (110) coupled to the wireless communication device for storing two-way conversation data in digital form;

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a device interface for communicatively coupling the wireless communication device to a remote storage (109/106) and sending the stored two-way conversation data to the remote storage device; and

a user interface configured to download the two-way conversation data from the remote storage device to the memory (paragraphs 0067 and 0068).

Regarding claim 2, see Figure 1.

Regarding claim 3, see paragraph 0036.

Regarding claim 4, see Figure 1.

Regarding claim 5, see Figure 1.

Regarding claim 7, see paragraph 0043.

With respect to claim 8, Takagi discloses a system for managing two-way conversation data occurring between at least two remote locations over a network, comprising:

a wireless communication device (101);

a memory (110) coupled to the wireless communication device for storing two-way conversation data in digital format;

a storage location (109/106) outside the memory;

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an interface between the memory and the storage location for transferring the two-way conversation data from the memory to the storage location (paragraph 0018); and

a user interface that allows a user to access the two-way conversation data in the storage location, the user interface configured to download at least a portion of the two-way conversation data from the storage location to the memory (paragraphs 0067 and 0068).

Claim 9 is rejected for the same reasons as claim 2.

Regarding claim 10, see paragraph 0037.

Regarding claim 11, see Figure 1.

Regarding claim 12, see Figure 1.

Regarding claim 14, see paragraph 0043.

Regarding claim 16, see paragraphs 0067 and 0068.

Regarding claim 17, see paragraph 0068.

Regarding claim 21, see paragraph 0013.

As per claim 22, Takagi discloses a system for managing two-way conversations between a first communication device (101) located at a first location and a second communication device (111) located at a second location remote from said first location, said two-way conversations occurring over a network

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having at least one storage location (109/106), wherein at least one wireless communication device can be connected to said network (see Figure 1), comprising:

a data interface between said at least one wireless communication device and said at least one storage location for transferring data derived from said two-way conversations from said at least one storage location to said at least one wireless communication device (paragraphs 0067 and 0068);

a user interface, including at least one user-controllable data management function that allows a user to access said data in said at least one storage location, said user interface configured to download at least a portion of said data from said at least one storage location to said wireless communication device (paragraphs 0067 and 0068).

Regarding claim 23, see Figure 1.

Regarding claim 24, see paragraph 0036.

Regarding claim 25, see paragraph 0068.

Regarding claim 30, see paragraph 0013.

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***Claim Rejections - 35 USC § 103***

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

4. Claims 6 and 13 are rejected under 35 U.S.C § 103(a) as being unpatentable over Takagi in view of Sun et al, U.S. Patent Application No. 2002/0160751 (hereinafter Sun).

With respect to claim 6, Takagi fails to show the secondary device interface is a wireless interface that allows data transfer between the memory and the secondary device.

Nevertheless Sun discloses this limitation (paragraph 0028).

Consequently it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Takagi with the interface disclosed by Sun. This modification would have improved the convenience of Takagi by allowing users to transfer data via a variety of mechanisms as suggested by Sun.

Claim 13 is rejected for the same reasons as claim 6.

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5. Claims 15, 18, 26 and 27 are rejected under 35 U.S.C § 103(a) as being unpatentable over Takagi in view of Bulthuis, U.S. Patent No. 2003/0032447 (hereinafter Bulthuis).

Concerning claim 15, Takagi does not teach the claimed all of the claimed translating and converting data management functions. On the other hand, Bulthuis teaches this limitation (see paragraph 0010). For this reason, it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Takagi with the functions taught by Bulthuis. This modification would have improved the user friendliness of Takagi by allowing users to take any necessary actions as suggested by Takagi (paragraph 0068).

With further respect to claim 15, the combination of Takagi and Bulthuis does not disclose all of the remaining claimed data management functions as claimed in claim 15. Regardless, "Official Notice" is taken that these data management functions are all both old and well known in the art. As a result, it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify the Takagi-Bulthuis combo with the claimed data management functions of claim 15. This modification would have improved the user friendliness of Takagi by allowing users to take any necessary actions as suggested by Takagi (paragraph 0068).



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Regarding claim 18, see paragraph 0010 of Bulthuis.

Claim 26 is rejected for the same reasons as claim 22.

Claim 27 is rejected for the same reasons as claim 26.

6. Claims 19, 20, 28 and 29 are rejected under 35 U.S.C § 103(a) as being unpatentable over Takagi combined with Bulthuis in further view of Rhee, U.S. Patent No. 5,524,137 (hereinafter Rhee).

Regarding claim 19, the combination of Takagi and Bulthuis fails to teach the claimed translation service. Then again, Rhee discloses this limitation. So it would have been obvious to one of ordinary skill in the art at the time the invention was made to further modify the combination of Takagi and Bulthuis with the translation function taught by Rhee. This modification would have improved user friendliness by allowing users to take any necessary actions as suggested by Takagi (paragraph 0068).

Claim 20 is rejected for the same reasons as claim 19.

Claim 28 is rejected for the same reasons as claim 19.

Claim 29 is rejected for the same reasons as claim 20.

***Response to Arguments***

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7. Applicant's arguments have been considered but are deemed to be moot in view of the new grounds of rejection.


**Conclusion**

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Olisa Anwah whose telephone number is 571-272-7533. The examiner can normally be reached on Monday to Friday from 8.30 AM to 6 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Fan Tsang can be reached on 571-272-7547. The fax phone numbers for the organization where this application or proceeding is assigned are 703-872-9314 for regular communications and 703-872-9314 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-305-3900.

0A-  
Olisa Anwah  
Patent Examiner  
April 17, 2005

  
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